

REMARKS

Claims 1-5, 7, 8, 10-14, 17-26, 29-31, 35-38, 41-49, and 51-53 are pending.

The Examiner has rejected claims 1-5, 7, 8, 10-14, 17-26, 29-31, 35-38, 41-49, and 51-53 under 35 USC 103(a).

The applicants respectfully submit the Final Office Action does not fully address the previously submitted Amendment H, mailed July 17, 2006. Page 13 of Amendment H states Boreczky does not teach a user specifying **a time value relative to a non-contemporaneous mark**. Neither Kwoh, Boreczky, and Aotake either singularly or in combination, teaches specification of “a time value relative to the marking time of the non-contemporaneous mark specified,” and marking data associating the non-contemporaneous mark with the recording data obtained at a marked time “relative to the marking time by the specified time value,” wherein “the confidence level is associated with the specified time value relative to the marking time” as recited in claim 1. Support can be found, with limitation, on page 14, line 16 to page 15, line 24 of the specification. As such, claim 1 is believed to be allowable.

Claims 1-5, 7, 8, 10-14, 17-26, 29-31, 35-38, and 41-44 depend from claim 1 and are believed to be allowable for the same reasons described above.

Neither Kwoh, Boreczky, and Aotake either singularly or in combination, teaches identifying “a specified time value relative to the marking time of the non-contemporaneous mark,” and recording data obtained at a marked time “relative to the marking time by the specified time value,” wherein the confidence level is associated with the specified time value relative to the marking time as recited in claim 45. As such, claim 45 is believed to be allowable.

Claims 46-49, and 51-53 depend from claim 45 and are believed to be allowable for the same reasons described above.

Reconsideration of the application and allowance of all claims are respectfully requested based on the preceding remarks. If at any time the Examiner believes that an interview would be helpful, please contact the undersigned.

Respectfully submitted,

Dated: 10/20/06


Jong Andrew H. Park
Registration No. 56,917
V 408-973-2577
F 408-973-2595

VAN PELT, YI & JAMES LLP
10050 N. Foothill Blvd., Suite 200
Cupertino, CA 95014